

Town Board Minutes

Meeting No. 12 *Special Meeting*

May 17, 1999

MEETINGS TO DATE 12
NO. OF REGULARS 9
NO. OF SPECIALS 3

LANCASTER, NEW YORK
May 17, 1999

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 17th day of May 1999, at 6:30 PM and there were

PRESENT: ROBERT GIZA, SUPERVISOR
WILLIAM MARYNIEWSKI, COUNCIL MEMBER
MARK MONTOUR, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
REBECCA ANDERSON, PLANNING BOARD MEMBER
JOHN GOBER, PLANNING BOARD MEMBER
STEVEN SOCHA, PLANNING BOARD MEMBER
MELVIN SZYMANSKI, PLANNING BOARD MEMBER
MILDRED WHITTAKER, PLANNING BOARD MEMBER

ABSENT: FRANK DE CARLO, PLANNING BOARD MEMBER
DAVID MARRANO, PLANNING BOARD CHAIRMAN
NEIL CONNELLY, COUNCIL MEMBER

ALSO PRESENT: ROBERT THILL, TOWN CLERK
RICHARD SHERWOOD, TOWN ATTORNEY
ROBERT LANEY, BUILDING INSPECTOR
ROBERT LABENSKI, TOWN ENGINEER

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of three (3) actions.

**IN THE MATTER OF THE SEQR REVIEW OF THE
SALVATORE'S ITALIAN GARDENS SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Salvatore's Italian Gardens site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

**THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK
WHO MOVED ITS ADOPTION, SECONDED BY
PLANNING BOARD MEMBER SOCHA, TO WIT:**

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
SALVATORE'S ITALIAN GARDENS SITE PLAN
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately .12 acres.

The location of the premises being reviewed is situate 6461 Transit Road, Lancaster, New York.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
No adverse effects noted
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
No adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.

No adverse effects noted
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.

No adverse effects noted
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.

No adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.

No adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy).

No adverse effects noted

- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s _____

Robert H. Giza, Supervisor
Town of Lancaster

SEAL

May 17, 1999

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER CONNELLY	WAS ABSENT
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
PLANNING BOARD MEMBER ANDERSON	VOTED YES
PLANNING BOARD MEMBER DE CARLO	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD CHAIRMAN MARRANO	WAS ABSENT
PLANNING BOARD MEMBER SOCHA	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

May 17, 1999

**IN THE MATTER OF THE SEQR REVIEW OF THE
TRY-IT DISTRIBUTION CENTER SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Try-It Distribution Center site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER GOBER, WHO
MOVED ITS ADOPTION, SECONDED BY
PLANNING BOARD MEMBER ANDERSON, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
TRY-IT DISTRIBUTION CENTER SITE PLAN
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately .75 acres.

The location of the premises being reviewed is situate 4155 Walden Avenue, Lancaster, New York.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following:
(except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
No adverse effects noted
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
No adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
No adverse effects noted
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
No adverse effects noted
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy).
No adverse effects noted

- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s

Robert H. Giza, Supervisor
Town of Lancaster

SEAL

May 17, 1999

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER CONNELLY	WAS ABSENT
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER ANDERSON	VOTED YES
PLANNING BOARD MEMBER DE CARLO	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD CHAIRMAN MARRANO	WAS ABSENT
PLANNING BOARD MEMBER SOCHA	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

May 17, 1999

**IN THE MATTER OF THE SEQR REVIEW OF THE
AREA EAST OF LARKSPUR ACRES REZONE MATTER**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the area east of Larkspur Acres rezone matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MARYNIEWSKI, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
AREA EAST OF LARKSPUR ACRES REZONE MATTER
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed rezone area is of a parcel involving approximately 14.64 acres.

The location of the premises being reviewed is situate at the end of Primrose Lane, east of Larkspur Acres.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following:
(except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
No adverse effects noted
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
No adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
No adverse effects noted
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
No adverse effects noted
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy).
No adverse effects noted

- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s

Robert H. Giza, Supervisor
Town of Lancaster

SEAL

May 17, 1999

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER CONNELLY	WAS ABSENT
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER ANDERSON	VOTED YES
PLANNING BOARD MEMBER DE CARLO	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD CHAIRMAN MARRANO	WAS ABSENT
PLANNING BOARD MEMBER SOCHA	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

May 17, 1999

ADJOURNMENT:

ON MOTION DULY MADE, SECONDED AND CARRIED, this meeting was adjourned at 6:40 P.M.

Robert P. Thill
Robert P. Thill, Town Clerk

Town Board Minutes

**Meeting
No. 13**

Regular Meeting

May 17, 1999

MEETINGS TO DATE 13
NO. OF REGULARS 10
NO. OF SPECIALS 3

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LANCASTER, NEW YORK
May 17, 1999

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 17th day of May, 1999 at 8:00 P.M. and there were

PRESENT: NEIL CONNELLY, COUNCIL MEMBER
DONALD MARYNIEWSKI, COUNCIL MEMBER
MARK MONTOUR, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT THILL, TOWN CLERK
ROBERT LABENSKI, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
ROBERT LANEY, BUILDING INSPECTOR
JOHANNA COLEMAN, RECEIVER OF TAXES
CHRISTINE FUSCO, ASSESSOR

EXECUTIVE SESSION:

UPON MOTION DULY MADE, SECONDED AND UNANIMOUSLY CARRIED, the Town Board voted at 10:30 P.M. to deliberate in Executive Session for the announced purpose of discussing the negotiation position of the Town in ongoing garbage contract negotiations.

At 11:15 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon the proposed amendment of Chapter 50-28 (E)(1) of Article VII Off street Parking, Loading and Stacking Facilities.

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Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPONENTS

NONE

OPPONENTS

NONE

COMMENTS & QUESTIONS

NONE

ADDRESS

ON MOTION BY COUNCIL MEMBER CONNELLY, AND SECONDED BY COUNCIL MEMBER MONTOUR AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:35 P.M.

PUBLIC HEARING SCHEDULED FOR 8:40 P.M.:

At 8:40 P.M., the Town Board held a Public Hearing to hear all interested persons upon the resolution authorizing a partial exemption from real property taxation for persons sixty-five (65) years of age or over, on a graduated scale based upon income.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPONENTS

NONE

OPPONENTS

NONE

COMMENTS & QUESTIONS

Richard Zarbo

ADDRESS

357 Stony Road

ON MOTION BY COUNCIL MEMBER MONTOUR, AND SECONDED BY COUNCIL MEMBER CONNELLY AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:45 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

PUBLIC HEARING SCHEDULED FOR 8:50 P.M.:

At 8:50 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed Local Law No. 3 of 1999, which repeals in its entirety Section 21-5 and Section 21-6 of Chapter 21 - Floodplains of the Code of the Town of Lancaster, and enacts in place thereof a new Section 21-5 and Section 21-6 of Chapter 21-Floodplains of the Town of Lancaster.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS	OPPOSERS
NONE	NONE
COMMENTS & QUESTIONS	ADDRESS
Roy Schneggenburger	87 Stony Road

ON MOTION BY COUNCIL MEMBER CONNELLY, AND SECONDED BY COUNCIL MEMBER MONTOUR AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:55 P.M.

PERSONS ADDRESSING TOWN BOARD:

Buehler, Daniel, 26 Tyler Street, spoke to the Town Board on the following matters:

- Asked questions on pre filed resolution number 11 setting a Public Hearing on the Bella Vista [NEC Transit William LLP] rezone matter.
- Questioned the appropriateness of Mr Joseph Cipolla of Bella Vista serving on the Master Plan Review Committee in view of the fact he is a prominent local developer.

Seeger, David, Attorney, 701 Chemical Bank Bldg, 69 Delaware Ave, Buffalo New York spoke to the Town Board on the following matters:

- Represented himself as the legal representative appearing on behalf of Citizens Against Sprawl.
- Requested the Town Board not set a Public Hearing on the Bella Vista [NEC Transit William LLP] rezone matter until the SEQR process has been addressed and a SEQR declaration has been adopted.

Wells, Elaine, 2 Cidermill Court, spoke to the Town Board on the following matters:

- Presented a petition to the Town Board requesting a detailed description of what action, if any the Supervisor has taken in objecting to or suggesting an alternate site for a United Cerebral Palsy Association group home proposed to be located at 4 Cidermill Court.
- Requested the Town Board call a public hearing on this matter.

Wells, Brian, 2 Cidermill Court, spoke to the town Board on the following matter:

- Urged the Town Board to find an alternate site for the proposed United Cerebral Palsy Home proposed to be located at 4 Cidermill Court.

Stachowski, Michael, Attorney, 12 Beaver Brook Ct., Depew, New York, spoke to the Town Board on the following matters:

- Represented himself as the legal representative appearing on behalf of the citizens objecting to the placement of the proposed United Cerebral Palsy Association group home to be located at 4 Cidermill Court.
- Requested the Town Board call a public hearing on this matter.

Ciancio, George, 64 Northwood Drive, spoke to the Town Board on the following matter:

- Requested the Town Board not set a public hearing on the Bella Vista [NEC Transit William LLP] rezone matter until the SEQR process has been addressed and a SEQR declaration has been adopted.

Jablonski, Michael, 17 Squirrel Run, spoke to the Town Board on the following matter:

- Presented a commendation plaque to the Supervisor recognizing the dedication and efforts of the Recreation Department of the Town of Lancaster in relation to the Pony Tail Softball League.

Atkinson, Jack, 205 Enchanted Forest, spoke to the Town Board on the following matter:

- Wanted to know what he can expect from the Town Board in relation to the petition received this evening urging the Town Board to find an alternate site for the proposed United Cerebral Palsy Home proposed to be located at 4 Cidermill Ct.

Tarczynski, Paul, 31 Tanglewood Drive, spoke to the Town Board on the following matters:

- Complained that two families are occupying a home at 16 Pine View Lane, in violation of the single family zoning for this property.
- Wanted to know who was responsible for this being allowed to happen and what the Town Board was going to do about it.

Hammer, Fred, 240 Ransom Road, spoke to the Town Board on the following matters:

- Reported that he supported the elimination of the 4% Erie County sales tax on items of clothing.
- Urged the Town Board to rescind their resolution of opposition to this sales tax elimination.

Adamy, Paula, 12 Pine View Lane, spoke to the Town Board on the following matter:

- Complained that two families are occupying a home at 16 Pine View Lane, in violation of the single family zoning for this property. Discussed at some length the inequities and inconsistencies of allowing a situation such as this to exist.

Schneggenburger, Roy, 87 Stony Road, spoke to the Town Board on the following matters:

- Asked questions about pre filed resolution numbers 10, 14 and 17. He questioned the wording of the conditions on resolution numbers 10 and 14. On resolution number 17 he asked Council Member Maryinewski to summarize the building permits contained in that resolution at each Town Board meeting.
- Informed the Town Board of a dangerous condition that he believes to exist on the north west corner of Pavement Road and Broadway on the property of David Smith. Mr Schneggenburger alleges that the height of fill above road grade and the piling of compost near this north west corner of Pavement Road and Broadway impairs the sight distance of vehicles exiting Pavement Road onto Broadway.

Laughlin, James, 163 Peppermint Road, spoke to the Town Board on the following matter:

- Screening of the rear property lines of Peppermint Road properties from the industrial developments at the north end of Ward Road.

Jeffords, Robert, 155 Peppermint Road, spoke to the Town Board on the following matter:

- Wanted to know who was going to control any mosquito problems that may result from any water standing in the retention ponds on industrial properties at the end of Ward Road.

Ernst, Janet, 1 Cidermill Court, spoke to the Town Board on the following matter:

- Inquired if the deed restrictions for lots within the Forestream Subdivision could prevent the United Cerebral Palsy Association group home proposed to be located at 4 Cidermill Ct.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER CONNELLY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

RESOLVED, that the minutes from the Joint Meeting of the Town Board
and the Planning Board held on May 3, 1999, and the Regular Meeting of the Town Board held
on May 3, 1999, be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a
vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY, COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, RUSSELL SCHERRER, Scherrer Auctions, Inc., 808 Borden Road, Cheektowaga, New York, the contract vendee of a parcel of land located on the east side of Ransom Road and south of the New York State Thruway, in the Town of Lancaster, New York, has petitioned the Town Board of the said Town for the rezone of said property from an AR-Agricultural Residential District to a CMS-Commercial Motor Service District, and

WHEREAS, the Petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report, and

WHEREAS, by letter dated April 14, 1999, the Planning Board has recommended denial of this Rezone;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 7th day of June, 1999, at 8:40 o'clock P.M., Local Time, and that Notice of the time and Place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town on May 20, 1999, and be posted on the Town Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

File: rrezsher.599

**LEGAL NOTICE
PUBLIC HEARING
SCHERRER REZONE-RANSOM ROAD
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 17th day of May, 1999, the said Town Board will hold a Public Hearing on the 7th day of June, 1999, at 8:40 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an AR-Agricultural Residential District to a CMS-Commercial Motor Service District:

ALL THAT CERTAIN PIECE OR PARCEL OF LAND, situate, lying and being in the Town of Lancaster, County of Erie and State of New York, being part of Lot 6, Section 3, Township 11, Range 6 of the Holland Land Company's Survey and being more particularly bounded and described as follows:

COMMENCING AT A POINT on the centerline of Ransom Road (Also being the south line of the New York State Thruway Right of Way) (and also intersecting the west line of Lot 6) 916.0 feet southerly from the northwest corner of Lot 6; said point being also the northwest corner of lands conveyed by deed to Raymond E. and Irene E. Weber recorded in the Erie County Clerk's Office in Liber 2191 of Deeds at Page 425, also being the southwest corner of lands conveyed by deed to Joseph M. and Elaine E. Nuara recorded in the Erie County Clerk's Office in Liber 8995 of Deeds at Page 153;

RUNNING THENCE: Easterly, along the northerly line of Weber and the southerly line of Nuara, a distance of 33.0 feet to a point of beginning; said point being the southwest corner of a right-of-way for ingress and egress described in a deed conveyed to Joseph M & Elaine E. Nuara recorded in the Erie County Clerk's office in Liber 7453 of Deeds at Page 143, said point also being on the easterly line of Ransom Road as established by lands appropriated by the New York State Thruway Authority - Ontario Section Parcel 909, Map 909R1;

RUNNING THENCE: Northerly, along said east line, a distance of 537.80 feet to an angle point;

RUNNING THENCE: Northerly, along said east line at an interior angle of $186^{\circ}-05'-01''$, a distance of 172.70 feet to a point; said point being on the southerly line of lands appropriated by the New York State Thruway Authority - Ontario Section, Parcel 908, Map 908;

RUNNING THENCE: Northeasterly, along said southerly line at an interior angle of $109^{\circ}-24'-18''$, a distance 585.31 feet to a point said point being on the northerly line of Lot 6 also being the northerly line of the Town of Lancaster;

RUNNING THENCE: Easterly, along the northerly line of Lot 6, at an interior angle of $159^{\circ}-06'-45''$, a distance of 731.87 feet to the northeast corner of Lot 6;

RUNNING THENCE: Southerly, along the east line of Lot 6, at an interior angle of $90^{\circ}-16'-09''$, a distance of 648.27 feet to a point;

RUNNING THENCE: Westerly at an interior angle of $89^{\circ}-43'-51''$ parallel with the north line of Lot 6, a distance of 1,258.75 feet to a point;

RUNNING THENCE: Southerly at an exterior angle of $94^{\circ}-36'-04''$, parallel with the first described course, a distance of 270.0 feet to a point on the south line of Nuara and the orth line of Weber;

RUNNING THENCE: Westerly, at an exterior angle of $85^{\circ}-23'-56''$ along the said south line of Nuara and the north line of Weber, a distance of 40.0 feet to the point or place of beginning; containing $18.02\pm$ acres be the same more or less.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER CONNELLY, TO WIT:

WHEREAS, §467 of the Real Property Tax Law of the State of New York has been amended to authorize exemption from real property taxation on a graduated scale for Senior Citizens sixty-five (65) years of with a total income of less than \$19,500.00 to a total not exceeding \$27,900.00, and

WHEREAS, the increase in income eligibility for Town Taxes will place no particular burden on the taxpaying public, but will materially improve the economic ability of our senior citizens in coping with the ravages of inflation while living on a fixed retirement income in their declining years, and

WHEREAS, the Town Board deems it in the public interest to adopt and enact said exemption from real property taxation on said graduated scale;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby adopts and enacts the following Senior Citizen Tax Exemption:

SENIOR CITIZENS TAX EXEMPTION

1. Exemption granted.

Real property owned by one (1) or more persons, each of whom is sixty-five (65) years of age or over, or real property owned by husband and wife, one (1) of whom is sixty-five (65) years of age or over, shall be exempt from taxation by the Town of Lancaster to the extent as provided in the following schedule:

<u>ANNUAL INCOME</u>	<u>PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION</u>
Less than \$19,500.	50 per centum
More than \$19,500. but Less than \$20,500.	45 per centum
More than \$20,500. but Less than \$21,500.	40 per centum
More than \$21,500, but Less than \$22,500.	35 per centum

More than \$22,500. but Less than \$23,400.	30 per centum
More than \$23,400. but Less than \$24,300.	25 per centum
More than \$24,300. but Less than \$25,200.	20 per centum
More than \$25,200. but Less than \$26,100.	15 per centum
More than \$26,100 but Less than \$27,000.	10 per centum
More than \$27,000. but Less than \$27,900.	5 per centum

2. **When effective:**

This Resolution shall be effective immediately.

and

BE IT FURTHER,

RESOLVED, that a Notice of the adoption of this real property exemption for Senior Citizens shall be published in the Lancaster Bee on May 20, 1999, in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

**LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO
SENIOR CITIZENS EXEMPTIONS
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Lancaster, at its meeting held May 17, 1999, adopted and enacted the following Senior Citizen Tax Exemption from real property taxation, in accordance with §467 of the Real Property Tax Law of the State of New York:

SENIOR CITIZENS TAX EXEMPTION

1. Exemption granted.

Real property owned by one (1) or more persons, each of whom is sixty-five (65) years of age or over, or real property owned by husband and wife, one (1) of whom is sixty-five (65) years of age or over, shall be exempt from taxation by the Town of Lancaster to the extent as provided in the following schedule:

<u>ANNUAL INCOME</u>	<u>PERCENTAGE ASSESSED VALUATION EXEMPT FROM TAXATION</u>
Less than \$19,500.	50 per centum
More than \$19,500. but Less than \$20,500.	45 per centum
More than \$20,500. but Less than \$21,500.	40 per centum
More than \$21,500. but Less than \$22,500.	35 per centum
More than \$22,500. but Less than \$23,400.	30 per centum
More than \$23,400. but Less than \$24,300.	25 per centum
More than \$24,300. but Less than \$25,200.	20 per centum
More than \$25,200. but Less than \$26,100.	15 per centum
More than \$26,100. but Less than \$27,000.	10 per centum
More than \$27,000. but Less than \$27,900.	5 per centum

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER**

**ROBERT P. THILL
Town Clerk**

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MARYNIEWSKI, TO WIT:

WHEREAS, Russell Salvatore has submitted a Site Plan prepared by Daryl K. Martin, Architect, dated April 14, 1999, for the construction of a 5,250 s.f. metal storage building on his property located on the east side of Transit Road, south of Genesee Street and locally known as Salvatores Italian Gardens, 6461 Transit Road in the Town of Lancaster, New York and

WHEREAS, the Planning Board has reviewed the plan, and at its regular meet on Wednesday, May 5, 1999, recommended approval, and

WHEREAS, a SEQR review of this project was held May 17, 1999 and a Negative Declaration was issued at that time;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan prepared by Daryl K. Martin, Architect, dated April 14, 1999, and submitted by Russell Salvatore, for the construction of a 5,250 square foot Metal Storage Building on his property located on the east side of Transit Road, south of Genesee Street and locally known as Salvatores Italian Gardens, 6461 Transit Road in the Town of Lancaster, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MARYNIEWSKI, TO WIT:

WHEREAS, Stony Dental Care, 3996 Walden Avenue, Lancaster, New York 14086, has submitted a Site Plan prepared by S.P.E.C. Technologies, Inc., dated March 17, 1999, and received April 7, 1999, for the construction of a nine hundred five (905) square foot addition to the existing dental office located on the north side of Walden Avenue west of Stony Road in the Town of Lancaster, and

WHEREAS, the Planning Board has reviewed the Site Plan, and at its regular meeting on Wednesday, May 5, 1999, recommended approval, and

WHEREAS, a this project has been reviewed for SEQR purposes and it has been determined to be a "Type II Action" and as such no further SEQR review is necessary;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan prepared by S.P.E.C. Technologies, Inc., dated March 17, 1999, and submitted by Stony Dental Care, for the construction of a 905 square foot addition to its existing facility located on the north side of Walden Avenue west of Stony Road and locally known as 3996 Walden Avenue in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOR, TO WIT:

WHEREAS, Try-It Distributing Co., Inc, 4155 Walden Avenue, Lancaster, New York 14086, has submitted a Site Plan prepared by Wayne M. McNally P.E., dated August 18, 1998, for the construction of a 28,000 s.f. addition to the existing parking lot, located on the south side of Walden Avenue west of Pavement Road in the Town of Lancaster, and

WHEREAS, the Planning Board has reviewed the Site Plan, and at its regular meeting on Wednesday, May 5, 1999, recommended approval, and

WHEREAS, a SEQR review of this project was held May 17, 1999 and a Negative Declaration was issued at that time;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan prepared by Wayne McNally, P.E., dated August 8, 1998, and submitted by Try-It Distributing Co., Inc., for the construction of a 28,000 square foot addition to the existing parking lot and located on the south side of Walden Avenue west of Pavement Road and locally known as 4155 Walden Avenue in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER CONNELLY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, grant monies are available through the U.S. Justice Department to support the employment of additional police officers to serve as School Resource Officers, and

WHEREAS, the Town Board of the Town of Lancaster after due review and consideration deems it in the public interest to cause the assignment of a police officer to the Lancaster Central School District as a School Resource Officer;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application to be submitted to the United States Justice Department for the purpose of securing this grant; and
2. That the Supervisor and Chief of Police be and hereby are authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

File: rschofer.599

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MARYNIEWSKI, TO WIT:

WHEREAS, FOX & COMPANY LLP, has submitted a proposal dated April 23, 1999 for auditing the general purpose financial statements of the Town of Lancaster for the years ended December 31, 1999 and 2000 for the sum of \$24,500.00, and \$25,000.00 respectively, and

WHEREAS, the Town Board, after review and discussion, deems it to be in the public interest to retain FOX & COMPANY for the above services;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby retains FOX & COMPANY, 810 Sheridan Drive, Suite 100, Tonawanda, New York 14150-7870, for auditing the general purpose financial statements of the Town of Lancaster in accordance with this proposal dated April 23, 1999 on file in the Town Clerk's Office; with said services not to exceed the sum of \$24,500.00 for the year ending 12/31/99 and \$25,000.00 for the year ending 12/31/2000.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

PREFILED RESOLUTION NO. 9 - MEETING OF 5/17/99

9. Stempniak/_____ Adopt Local Law No.3-1999 Entitled "Floodplains" Amends
Local Law No. 1-1987 Section 21-5 & Section 21-6

At the request of Council Member Stempniak this resolution was withdrawn for
further study.

May 17, 1999

File: RWTHDRWN

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MARYNIEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, Andrea Chojecki, 40 Pleasant View Drive, Lancaster, New York 14086 has applied for a Dumping Permit for property situated at 40 Pleasant View Drive, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Town Engineer for review and recommendation, and

WHEREAS, the Building Inspector and Town Engineer have completed their review and made a formal, favorable recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that Andrea Chojecki, 40 Pleasant View Drive be and is hereby authorized to dump and dispose of materials outside permitted sanitary landfills within the Town of Lancaster, namely on premises owned by the applicant at 40 Pleasant View Drive, said dumping to be in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk, and,

BE IT FURTHER

RESOLVED, that this permit is conditioned in accordance with the recommendations of the Town Engineer and Building Inspector as follows:

1. Fill shall consist of hard clay, stones, or broken asphalt and concrete. No building demolition material such as wood, asphalt shingles, asbestos tiles, scrap metal, tree limbs or trunks are permitted.
2. The applicant should also be aware that if he intends to build on any filled area, bore samples along with a structural engineer's report will be required prior to the issuance of a building permit.
3. Filled areas shall be no higher than the edge of pavement and must be topsoiled and seeded to prevent erosion.
4. Access to the site shall be controlled to prevent unauthorized dumping of non-permitted material.

5. Dirt tracked on the road must be cleaned on a daily basis and more often if necessary.
6. Dumping will be allowed to the west of the existing home only.
7. A swale shall be established along the right of way and west property line to direct storm runoff to the rear of the property.
8. Dumping will be allowed between the hours of 7 AM and 5 PM Monday through Saturday. No dumping shall be allowed on Sunday.

BE IT FURTHER

RESOLVED, that no building permit for the construction of any structure on the SBL premises upon which this dumping permit is issued shall be approved by the Town Building Inspector until such time as the Building Inspector certifies in writing to the Town Board that the conditions enumerated in this resolution have been fully complied with, and

BE IT FURTHER

RESOLVED, that pursuant to Chapter 22-8(D)(6) of the Code of the Town of Lancaster the permit authorization granted herein **expires one year from date of this resolution.**

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY, COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, JOSEPH A. CIPOLLA, President, Bella Vista Group Inc., 6495 Transit Road, Bowmansville, New York, the contract vendees of a parcel of land located on the northeast corner of William Street and Transit Road, in the Town of Lancaster, New York, has petitioned the Town Board of the said Town for the rezone of said property from a CMS-Commercial Motor Service District and R1-Residential District One to a GB-General Business District, and

WHEREAS, the Petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 7th day of June, 1999, at 8:50 o'clock P.M., Local Time, and that Notice of the time and Place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town on May 20, 1999, and be posted on the Town Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

File: rrezbell.599

**LEGAL NOTICE
PUBLIC HEARING
BELLA VISTA -TRANSIT/WILLIAM
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 17th day of May, 1999, the said Town Board will hold a Public Hearing on the 7th day of June, 1999, at 8:50 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property to from a CMS-Commercial Motor Service District and R1-Residential District One to a General Business District:

**PARCEL "A" - CMS - Commercial Motor Service District
To General Business.**

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie, State of New York, being part of Lot 94, Township 10, Range 6 of the Buffalo Creek Indian Reservation, described as follows:

COMMENCING at a point in the centerline of William Street with the intersection of the centerline of Transit Road;

THENCE, East along the centerline of William Street, a distance of 355.75 feet;

THENCE, continuing North, a distance of 320.0 feet;

THENCE, West, a distance of 300.0 feet;

THENCE, North, along Transit Road, a distance of 141.63;

THENCE, West, a distance of 5.5 feet;

THENCE, North along Transit Road, a distance of 839.25 feet;

THENCE, East, a distance of 572.7 feet;

THENCE, South 1,310.02 feet;

THENCE, West along William Street, a distance of 267.15 feet to the point and place of beginning.

Containing 15.0 +/- Acres.

AND

PARCEL "B" - R1-Residential District One to GB-General Business

ALL TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie, State of New York, being part of Lot 94, Township 10, Range 6 of the Buffalo Creek Indian Reservation, described as follows:

COMMENCING at a point in the centerline of William Street a distance of 622.9 feet east from the center line of Transit Road;

THENCE, North a distance of 25.0 feet to the point of beginning;

THENCE, North a distance of 1886.16 feet;

THENCE, East, a distance of 494.51 feet;

THENCE, South, a distance of 1878.15 feet;

THENCE, West along William Street, a distance of 494.65 feet to the point and place of beginning.

Containing 21.37+/- acres.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

BY: ROBERT P. THILL
Town Clerk

May 17, 1999

PREFILED RESOLUTION NO. 12 - MEETING OF 5/17/99

12. Stempniak/_____ Set Public Hearing Re: Amend Zoning Map Town Board
Initiative East Side Of Transit Road North Of William Street

At the request of Council Member Stempniak this resolution was withdrawn for
further study.

May 17, 1999

File: RWTHDRWN

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MARYNIEWSKI, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster after due review and consideration and with the support of the Planning Board now deems it in the public interest to rezone a portion of a certain parcel of land of approximately 14.64 ± acres located southeast of the southeast corner of the intersection of North Maple Drive and Wehrle Drive in the Town of Lancaster from an MFR-3 District (Multi-Family District Three) to an R1-District (Residential District One), and further described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Lancaster, County of Erie and State of New York, and being part of Lot No. 8, Section 12, Township 11, Range 6 of the Holland Land Company's Survey, being further described as follows:

BEGINNING at intersection of the centerlines of North Maple Road, 49.5 feet in width, and Wehrle Drive, said centerline of Wehrle Drive also being the north line of Lot No. 10, Section 12;

THENCE, South 89°-06'-06" East, along the north line of Lot Nos. 10 and 8, 890.87 feet;

THENCE, south 00°-05'-00" West, along the westerly line of lands conveyed by Liber 6581 of Deeds at Page 425 and Liber 7184 of Deeds at Page 128, 870.42 feet;

THENCE, South 88°-44'-29" East, 7.00 feet to the true point of beginning;

THENCE, South 88°-44'-27" East, 778.08 feet;

THENCE, South 00°-29'-11" East, 805.30 feet;

THENCE, North 88°-58'-49" West, 805.83 feet;

THENCE, North 00°-05'-00" East, 470.57 feet to the southeast corner of lands formerly conveyed to Alice Kelsey by Liber 1572 of Deeds at Page 495;

THENCE, Easterly along the south line of lands formerly conveyed to Kelsey by Liber 1572 of Deeds at Page 495 extended easterly, to a point intersected by a line which is the southerly extension of the westerly line of lands conveyed by Liber 6581 of Deeds at Page 425 and Liber 7184 of Deeds at Page 128;

THENCE, Northerly along the southerly extension of the westerly line of lands conveyed by Liber 6581 of Deeds at Page 425 and Liber 7185 of Deeds at Page 128, to the true point of beginning containing 14.64 acres more or less.

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

1. That pursuant to Sections 130 and 265 of the Town Law of the State of New York, a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 7th day of June, 1999, at 8:30 o'clock P.M., Local Time, and that Notice of the Time and Place of such Hearing be published in the Lancaster Bee a newspaper of general circulation in said Town and be posted on the Town Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of Planning pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof, and

2. That the Town Clerk is hereby directed to notify the record property owner(s) of the proposed zoning change.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

File: rrezandz.699

**LEGAL NOTICE
PUBLIC HEARING
REZONE -SOUTHEAST CORNER
NORTH MAPLE DRIVE & WEHRLE DRIVE
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on the 17th day of May, 1999, Public Hearing will be held on June 7, 1999 at 8:30 o'clock P.M., Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interest persons upon the Town's proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following property an MFR-3 - Multi-Family District Three to an R1-Residential District: One:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, and being part of Lot No. 8, Section 12, Township 11, Range 6 of the Holland Land Company's Survey, being further described as follows:

BEGINNING at intersection of the centerlines of North Maple Road, 49.5 feet in width, and Wehrle Drive, said centerline of Wehrle Drive also being the north line of Lot No. 10, Section 12;

THENCE, South 89°-06'-06" East, along the north line of Lot Nos. 10 and 8, 890.87 feet;

THENCE, south 00°-05'-00" West, along the westerly line of lands conveyed by Liber 6581 of Deeds at Page 425 and Liber 7184 of Deeds at Page 128, 870.42 feet;

THENCE, South 88°-44'-29" East, 7.00 feet to the true point of beginning;

THENCE, South 88°-44'-27" East, 778.08 feet;

THENCE, South 00°-29'-11" East, 805.30 feet;

THENCE, North 88°-58'-49" West, 805.83 feet;

THENCE, North 00°-05'-00" East, 470.57 feet to the southeast corner of lands formerly conveyed to Alice Kelsey by Liber 1572 of Deeds at Page 495;

THENCE, Easterly along the south line of lands formerly conveyed to Kelsey by Liber 1572 of Deeds at Page 495 extended easterly, to a point intersected by a line which is the southerly extension of the westerly line of lands conveyed by Liber 6581 of Deeds at Page 425 and Liber 7184 of Deeds at Page 128;

THENCE, Northerly along the southerly extension of the westerly line of lands conveyed by Liber 6581 of Deeds at Page 425 and Liber 7185 of Deeds at Page 128, to the true point of beginning containing 14.64 acres more or less.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.
TOWN OF LANCASTER

BY: **ROBERT P. THILL**
Town Clerk

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MARYNIEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, Marc Cirrincione, 9340 Clarence Center Road, Clarence Center,
New York 14032 has applied for a Dumping Permit for property situated east of 6261 Genesee
Street, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of
Lancaster, and

WHEREAS, the application was referred to the Building Inspector and Town
Engineer for review and recommendation, and

WHEREAS, the Building Inspector and Town Engineer have completed their
review and made a formal, favorable recommendation to the Town Board,

NOW, THEREFORE, BE IT

RESOLVED, that Marc Cirrincione, 9340 Clarence Center Road, Clarence,
New York 14032 be and is hereby authorized to dump and dispose of materials outside
permitted sanitary landfills within the Town of Lancaster, namely on premises owned by the
applicant east of 6261 Genesee Street, said dumping to be in strict conformance with the
application of the petitioner as filed in the Office of the Town Clerk, and,

BE IT FURTHER

RESOLVED, that this permit is conditioned in accordance with the
recommendations of the Town Engineer and Building Inspector as follows:

1. Fill shall consist of hard clay, stones, or broken asphalt and concrete. No building demolition material such as wood, asphalt shingles, asbestos tiles, scrap metal, tree limbs or trunks are permitted.
2. The applicant should also be aware that if he intends to build on any filled area, bore samples along with a structural engineer's report will be required prior to the issuance of a building permit.
3. Filled area must be topsoiled and seeded to prevent unauthorized dumping of non permitted material.
4. Access to the site shall be controlled to prevent unauthorized dumping of non-permitted material.

5. Dirt tracked on the road must be cleaned on a daily basis and more often if necessary.
6. If regrading over the existing waterline is required, cover over the line shall be determined by property owner and verified by the Town prior to disposition.
7. A 24" diameter pipe culvert will be required.
8. Dumping will be allowed between the hours of 7 A.M. and 5 P.M. Monday through Saturday. No dumping shall be allowed on Sunday.

BE IT FURTHER

RESOLVED, that no building permit for the construction of any structure on the SBL premises upon which this dumping permit is issued shall be approved by the Town Building Inspector until such time as the Building Inspector certifies in writing to the Town Board that the conditions enumerated in this resolution have been fully complied with, and

BE IT FURTHER

RESOLVED, that pursuant to Chapter 22-8(D)(6) of the Code of the Town of Lancaster the permit authorization granted herein **expires one year from date of this resolution.**

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCIL MEMBER MONTOUR, WHO
 MOVED ITS ADOPTION, SECONDED BY
 COUNCIL MEMBER CONNELLY, TO WIT:

WHEREAS, the General Crew Chief, by letter dated May 12, 1999, has requested the appointment of seasonal employees in the Parks, Recreation and Forestry Department of the Town of Lancaster for the summer season of 1999,

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby appointed to the position of seasonal employees for the summer season of 1999 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the following hourly rates:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Jennifer Chadwick (rehire) 54 Pheasant Run Lane, Lancaster	Recreation Attendant (Playground Attendant)	\$5.40 hr.
Molly Chudzinski (rehire) 22 Via Donato West, Depew	Recreation Attendant (Playground Attendant)	\$6.00 hr.
Eric Feldmann (rehire) 38 Roosevelt Avenue, Lancaster	Recreation Attendant (Playground Attendant)	\$5.40 hr.
Andrea Fitzsimmons (rehire) 301 Lake Avenue, Lancaster	Recreation Attendant (Playground Attendant)	\$5.50 hr.
Tom Griffin (new hire) 259 Wayside Drive, Depew	Recreation Attendant (Playground Attendant)	\$5.15 hr.
Danielle Guarino (rehire) 45 Doris Avenue, Lancaster	Recreation Supervisor	\$8.00 hr.
Cassandra Haag (new hire) 241 Westwood Road, Lancaster	Recreation Attendant (Playground Substitute)	\$5.15 hr.
April Hammer (new hire) 82 Banner Avenue, Lancaster	Recreation Attendant (Playground Attendant)	\$5.15 hr.
Lisa Herdzik (rehire) 68 Church Street, Lancaster	Recreation Attendant (Playground Attendant)	\$5.40 hr.
Jennifer Jarczewski (new hire) 35 Central Ave., Apt. D, Lancaster	Recreation Attendant (Playground Attendant)	\$5.15 hr.
Raymond Karney (rehire) 4805 Transit Rd., #2105, Depew	Recreation Supervisor	\$7.75 hr.
Andrew Kufel (rehire) 25 Kelly Ann Drive, Lancaster	Recreation Supervisor	\$7.00 hr.
Tammie Malone (rehire) 94 Court Street, Lancaster	Recreation Attendant (Playground Attendant)	\$5.50 hr.
Matthew McCoy (new hire) 16 James Place, Lancaster	Recreation Attendant (Playground Attendant)	\$5.15 hr.

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Timothy Musielak (rehire) 182 Olmstead Avenue, Depew	Recreation Attendant (Playground Attendant)	\$5.40 hr.
Nicholas Naum (new hire) 2 Ravenwood Drive, Lancaster	Recreation Attendant (Playground Attendant)	\$5.15 hr.
Stacy O'Neill (new hire) 13 Highland Place, Lancaster	Recreation Attendant (Playground Attendant)	\$5.15 hr.
Sarah Robinson (rehire) 35 Hidden Trail, Lancaster	Recreation Attendant (Playground Attendant)	5.40 hr.
Julie Simme (new hire) 30 Norris Avenue, Lancaster	Recreation Attendant (Playground Attendant)	\$5.15 hr.
Matthew Steimer (new hire) 79 Court Street, Lancaster	Recreation Attendant (Playground Attendant)	\$5.15 hr.
Michelle Sypniewski (rehire) 12 Maple Drive, Bowmansville	Recreation Attendant (Playground Attendant)	\$5.50 hr.
Colleen Szablewski (rehire) 360 Columbia Avenue, Depew	Recreation Supervisor	\$8.50 hr.
Lori Taberski (new hire) 4 Hunters Drive, Lancaster	Recreation Attendant (Playground Substitute)	\$5.15 hr.
Brian Wild (rehire) 33 Southwest Parkway, Lancaster	Recreation Attendant	\$7.75 hr.
Richard Wojciechowski (rehire) 95 South Irwinwood, Lancaster	Recreation Supervisor	\$10.75 hr.
Melissa Young (rehire) 8 Wilma Drive, Lancaster	Recreation Attendant (Playground Attendant)	\$5.50 hr.
Lauren Zichittella (new hire) 53 Country Place, Lancaster	Recreation Attendant (Playground Attendant)	\$5.15 hr.
Luke Baecker (new hire) 72 Country Place, Lancaster	Lifeguard	\$5.25 hr.
Christine Chaika (rehire) 76 Banner Avenue, Lancaster	Lifeguard	\$5.50 hr.
J. Ryan Fecher (rehire) 78 Impala Parkway, Lancaster	Lifeguard	\$5.75 hr.
Autumn Ferry (rehire) 125 Nichter Road, Lancaster	Lifeguard	\$6.00 hr.
Jeffrey Gall (new hire) 36 St. Mary's Street, Lancaster	Lifeguard	\$5.25 hr.
Tessa Gregory (rehire) 7 Fieldstone Lane, Lancaster	Lifeguard (Substitute)	\$5.50 hr.
Lindsay Jones (new hire) 50 Court Street, Lancaster	Lifeguard (Substitute)	\$5.25 hr.
Kara Karcher (new hire) 4 Squirrel Run, Lancaster	Lifeguard (Substitute)	\$5.25 hr.

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Kenneth Kraus (rehire) 7 Partridge Walk, Lancaster	Life Guard	\$5.50 hr.
Thomas Kraus (rehire) 7 Partridge Walk, Lancaster	Lifeguard (Substitute)	\$5.50 hr.
Lindsay McGrath (rehire) 38 Parkdale Drive, Lancaster	Lifeguard	\$5.75 hr.
Jessica Stotz (rehire) 3599 Bowen Road, Lancaster	Lifeguard	\$5.75 hr.
Luke Stotz (new hire) 3599 Bowen Road, Lancaster	Lifeguard (Substitute)	\$5.25 hr.
John Szatkowski (rehire) 387 Schwartz Road, Lancaster	Lifeguard	\$5.50 hr.
Sarah Thomas (new hire) 38 Greenbriar Drive, Lancaster	Lifeguard (Substitute)	\$5.25 hr.
Evelyn Vento (rehire) 127 Fourth Avenue, Lancaster	Lifeguard	\$6.00 hr.
George Besch (rehire) 39 Lake Avenue, Lancaster	Recreation Supervisor (Tennis Supervisor)	\$10.75 hr.
Amy Ferrentino (new hire) 10 Tanglewood Drive, Lancaster	Recreation Attendant (Tennis Instructor)	\$5.15 hr.
Aaron Hejmowski (rehire) 17 Briarwood Drive, Lancaster	Recreation Attendant (Tennis Instructor)	\$5.40 hr.
Kyle Hejmowski (new hire) 17 Briarwood Drive, Lancaster	Recreation Attendant (Tennis Instructor)	\$5.15 hr.
Maria Lauter (rehire) 28 Cambria Street, Lancaster	Recreation Attendant (Tennis Instructor)	\$5.40 hr.
Jason Leavoy (rehire) 102 Forestview Drive, Depew	Recreation Attendant (Tennis Instructor)	\$5.50 hr.
Cori Newhouse (rehire) 4 Deerpath Drive, Lancaster	Recreation Attendant (Tennis Instructor)	\$5.40 hr.
Scott Kaczmarek (new hire) 238 Wayside Drive, Depew	Laborer	\$5.15 hr.
Robert Lagowski (new hire) 13 Meadow Lea, Lancaster	Laborer	\$5.15 hr.
Adam Stotz (new hire) 24 Windsor Ridge, Lancaster	Laborer	\$5.15 hr.
Michael Rath (new hire) 90 Pheasant Run Lane, Lancaster	Recreation Supervisor (Night Supervision)	\$7.00 hr.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take to necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL MEMBER
MARYNIEWSKI, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid
from their respective accounts as per abstract to be filed in the Office of the Town Clerk by the
Director of Administration and Finance, to wit:

Claim No. 8449 to Claim No. 8706 Inclusive

Total amount hereby authorized to be paid: **\$718,846.73**

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

File: Reclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MARYNIEWSKI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED that the following Building Permit Applications be and are hereby
approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are
waived for this permit.

(CSW) = Conditional sidewalk waiver.

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	Structure
5803		Johnston, Dave	99 Michael's Walk	Er. Pool
5804		Reese, Terrance	237 Pavement Rd	Er. Shed
5805		Roberts, Sharlene	148 Siebert Rd	Er. Fence
5806		Geary, Kenneth	62 Creekwood Dr	Er. Deck
5807		Krause, Michael	40 Michael's Walk	Er. Deck
5808		RJF Development JV	5653 Schiffler Ct	Er. Sin. Dwlg
5809		Stachelski, Daniel	57 Stony Brook Dr	Er. Deck
5810		Hokaj, David	25 Michael's Walk	Er. Fence
5811		Wierzbicki, A/Skalski C	142 Pleasant View Dr	Er. Pool
5812		Krous, Peter Jr	404 Seneca Pl	Er. Deck
5813		Goldyn, Paul	10 Arrow Trl	Er. Pool
5814		Senko, Walter	87 Michael's Walk	Er. Pool
5815		Cianfrini, Dennis	3 Birchwood Comm	Er. Shed
5816		Capretto Enterprises	273 Enchanted Frst N	Er. Sin. Dwlg
5817		Jabrucki, Suzanne	17 Ryan St	Er. Fence
5818		Pumm, Jeffrey	20 Grace Way	Er. Shed
5819	SW	Brookhaven Apt Homes	5844 Broadway	Er. Apt Bldg
5820		Meyerhofer, Paul	3 Lucia Ct	Er. Pool
5821		Brookhaven Apt Homes	5844 Broadway	Er. Private Garage
5822		Ziomkowski, Kimberly	4828 William St	Er. Deck
5823		Nowakowski, Alfred	564 Aurora St	Er. Garage
5824		Swetz, Darren	38 Heritage Dr	Er. Fence
5825		Niagara Lutheran Health	5979 Broadway	Residential Alt.
5826		Nosbisch, Timothy	8 Wendtworth Ct	Er. Deck
5827		Marrano/Marc Equity	374 Seneca Pl	Er. Sin. Dwlg
5828		Cramer, Diane	28 Quail Run Ln	Er. Fence
5829		Kids Korner	2655 Wehrle Dr	Er. Portable Sign
5830		Szczecinski, Paul	47 Via Donato E	Er. Shed
5831		Zamrok, Kenneth	14 Butler Dr	Er. Deck
5832		Kjeldgaard, Ronald	316 Westwood Rd	Er. Deck
5833		Dirisio, Anthony	3656 Walden Ave	Er. Deck

5834	Jakubowski, Lawrence	40 Village View	Er. Pool
5835	Becht, Michael	39 Stony Brook Dr	Er. Shed
5836	Senko, Walter	87 Michael's Walk	Er. Fence
5837	Burr, Stephen	1 Glenhollow Dr	Er. Fence
5838	SW Homestead Bldrs	171N Maple Dr	Er. Sin. Dwlg
5839	Dwyer, Dennis	5219 Genesee St	Er. Deck
5840	Thomas, Richard	1 Wendtworth Ct	Er. Shed
5841	Pawlak, Beverly	15 Riemers Ave	Er. Fence
5842	Mohn, James	102 Michael's Walk	Er. Deck
5843	DiFranco, Ross	300 Enchanted Fst N	Er. Deck
5844	Weigand, William	136 Belmont Ave	Er. Pool
5845	Pilato, Michael	23 Clermont Ct	Er. Pool
5846	Delano, William	25 Southpoint Dr	Residential Addition
5847	Spruch, Ronald	4 Stream View Ln	Er. Shed
5848	Gulla, Peter	6711 Transit Blvd	Er. Temp. Sign
5849	Bella Vista Group	6495 Transit Rd	Er. Temp. Sign
5850	Cox, Michael	12 Michael Anthony Ln	Er. Deck
5851	Basher, Randy	120 Cemetery Rd	Er. Pool
5852	Valentino, Mark	24 Country Pl	Er. Fence
5853	Gesicki, Thomas	7 Hillside Pky	Er. Pool
5854	Gellerson, Scott	16 Michael Anthony Ln	Er. Deck
5855	Gesicki, Thomas	7 Hillside Pky	Er. Fence
5856	Krzemien, Christopher	11 Steinfeldt Rd	Er. Pool
5857	Marrano/Marc Equity	2 Stone Hedge Dr	Er. Sin. Dwlg
5858	Marrano/Marc Equity	24 Stone Hedge Dr	Er. Sin. Dwlg
5859	Domino, Timothy	29 Brunck Rd	Er. Pool
5860	Domino, Timothy	29 Brunck Rd	Er. Fence
5861	Stewart, Phyllis	5367 Genesee St	Er. Deck
5862	Brookhaven Apt Homes	5653 Broadway	Er. Private Garage
5863	Horbett, James	105 Brunck Rd	Residential Addition
5864	Ryan Homes	53 Michael Anthony Ln	Er. Sin. Dwlg
5865	RJF Development	43 Stream View Ln	Er. Sin. Dwlg
5866	Offhaus, James	5097 William St	Er. Deck
5867	Ruberto, Nicholas	1113 Penora St	Er. Pool
5868	Kenner, Darren	30 Wainwright Ct	Er. Shed
5869	Cox, Michael	12 Michael Anthony Ln	Er. Fence
5870	Shelly, Michael	12 Running Brk Dr	Er. Fence
5871	Lovejoy Bldrs Inc	36 Sagebrush Ln	Er. Sin. Dwlg
5872	Torba, John	219 Seneca Pl	Er. Shed

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER CONNELLY	VOTED YES
COUNCIL MEMBER MARYNIEWSKI	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

May 17, 1999

File:Rbldg2

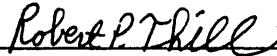
260. Jeremiah & Ida Sawyer to Town Board -
Request denial of rezone application of NEC Transit-William. DISPOSITION =
Planning Committee
261. George Ciancio to Town Board -
Transmittal of additional signatures of property owners against rezone application of
NEC Transit William LLC. DISPOSITION = Planning Committee
262. Town Engineer and Building Inspector to Town Board -
Recommend issuance of dumping permit for Marc Cirrincione. DISPOSITION =
Received and Filed
263. Town Engineer and Building Inspector to Town Board -
Recommend issuance of dumping permit for Andrea Chojecki. DISPOSITION =
Received and Filed
264. Roy Schneggenburger to Town Attorney -
Appeal of F.O.I.L. reply dated April 27, 1999 S.B.L. 116.00-1-20.1. DISPOSITION =
Received and Filed
265. General Crew Chief to Supervisor -
Request approval of applicants and rehires for summer of 1999 in Parks, Recreation &
Forestry Department. DISPOSITION = Received and Filed
266. United Cerebral Palsy Association of WNY to Supervisor -
Request response to letter indicating intention to purchase home at 4 Cider Mill Ct for
home for six (6) adults. DISPOSITION = Supervisor, Town Attorney
267. New York State Emergency Office to Town of Lancaster -
Notice of processing of check for the Town in the amount of \$25,304.44 for the
January 1999 snow emergency. DISPOSITION = Received and Filed
268. NYS Department of Environmental Conservation to Supervisor -
Denial of application of grant funds under the 1999 Urban and Community Forestry
program. DISPOSITION = Received and Filed
269. EC Department of Environment and Planning to Supervisor -
Notice of automatic renewal of agreement relative to Erie County Community
Development Block Grant Consortium. DISPOSITION = Received and Filed
270. Planning Board to Town Board -
Transmittal of minutes of meeting May 5, 1999. DISPOSITION = Received and Filed
271. Planning Board to Town Board -
Recommend approval of site plan application of Stony Dental Care. DISPOSITION =
Received and Filed
272. Planning Board to Town Board -
Recommend approval of rezone application for property east of Larkspur Acres.
DISPOSITION = Received and Filed
273. Planning Board to Town Board -
Recommend approval of site plan for Try-It Distribution Center. DISPOSITION =
Received and Filed
274. Planning Board to Town Board -
Recommend approval of site plan for Salvatore's Italian Garden. DISPOSITION =
Received and Filed
275. Planning Board to Town Board -
Recommend approval of site plan for Eckerd Drugs. DISPOSITION = Received and
Filed
276. Association of Erie County Governments to Town Board -
Transmittal of meeting date May 27, 1999 and minutes of previous meeting.
DISPOSITION = Received and Filed

COMMUNICATIONS:

244. Mariette Miller to Town Board -
Concerns re: emergency response times by LVAC. DISPOSITION = Public Safety Committee
245. Carleen Blake Ryan to Town Board -
Request denial of rezone application of NEC Transit-William. DISPOSITION = Planning Committee
246. Town Clerk to Supervisor -
Conveyance of Town Clerk's Monthly for April, 1999. DISPOSITION = Received and Filed
247. City Clerk's Office to Town Board -
Transmittal of resolution by Common Council of the City of Buffalo re: support elimination of sales tax on clothing and shoes in Erie County at end of 1999. DISPOSITION = Received and Filed
248. Receiver of Taxes and Assessments to Town Board -
Copy of third settlement payment for 1999 County/Town Tax Warrant. DISPOSITION = Received and Filed
249. Jeremiah & Ida Sawyer to Town Clerk -
Request denial of rezone application of NEC Transit-William. DISPOSITION = Planning Committee
250. Ida & Jeremiah Sawyer to Town Board -
Request denial of rezone application of NEC Transit-William. DISPOSITION = Planning Committee
251. General Crew Chief to Supervisor -
Notification \$800.00 stipend from US Tennis Association in recognition of Town's recreational tennis programs. DISPOSITION = Received and Filed
252. Erie County Department of Environment and Planning to Erie County Advisory Review Committee Members -
Transmittal of agenda of 4/29/99. DISPOSITION = Received and Filed
253. Erie County Department of Environment and Planning to Supervisor -
Notice of household and hazardous waste drop-off day - June 19, 1999 at ECC South Campus. DISPOSITION = Received and Filed
254. Erie County Department of Environment and Planning to Supervisor -
Request meeting May 18, 1999 to discuss review of Lancaster & Alden Agricultural Districts. DISPOSITION = Received and Filed
255. David & Mary Alys Kratzke to Supervisor -
Request denial of rezone application for NEC Transit-William. DISPOSITION = Planning Committee
256. James F. Warrington to Supervisor -
Request denial of rezone application of NEC Transit-William. DISPOSITION = Planning Committee
257. Gary and Marita Ronald to Town Board -
Request denial of rezone application of NEC Transit-William. DISPOSITION = Planning Committee
258. Town Clerk to Building Inspector, Town of Cheektowaga -
Transmittal of rezone application for NEC Transit William LLC with a request for establishment of an ongoing policy governing the ongoing exchange of documents along the common border of Transit Road. DISPOSITION = Received and Filed
259. Anne-Marie Warda to Supervisor -
Request denial of rezone application of NEC Transit-William. DISPOSITION = Planning Committee

ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER CONNELLY AND SECONDED
BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at
11:15 P.M.


Robert P. Thill, Town Clerk